

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Mattias Nystrom, et al. .  
Appln. No. : 10/532,353  
Filed : July 5, 2005  
  
Title : HANDLE JOINED OF TWO SECTIONS FOR A HAND HELD  
ENGINE POWERED TOOL  
Confirm No. : 9063  
  
Customer No. : 00116  
Docket No. : ABE1-38148

**REQUEST FOR REFUND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This request is for a refund of the \$130.00 one month extension of time fee erroneously charged to Deposit Account No. 16-0820 on December 19, 2008. Attached hereto is a copy of the Acknowledgement Receipt issued by the Patent Office which contains the date in which the response was filed, as well as a copy of the Deposit Account Statement. Also attached are the first two pages of the Office action showing the response deadline.

The response that was filed at the United States Patent and Trademark Office did not require payment of the extension of time fee. The deadline for responding to the Office action of September 26, 2009 was December 26, 2009. The Acknowledgment Receipt shows that our response was filed on November 12, 2008.

It is believed that the applicant herein is entitled to a refund of the \$130 fee erroneously charged to Deposit Account No. 16-0820. Please issue a credit in the amount of \$130 to Deposit Account No. 16-0820.

Please contact the undersigned attorney of record if there are any questions regarding this matter.

Respectfully submitted,

PEARNE & GORDON, LLP

By:   
Ronald M. Kachmarik— Reg. No. 34512

1801 East Ninth Street  
Suite 1200  
Cleveland, Ohio 44114-3108

(216) 579-1700

## Electronic Acknowledgement Receipt

EFS ID:	4272606
Application Number:	10532353
International Application Number:	
Confirmation Number:	9063
Title of Invention:	Handle joined of two sections for a hand held engine powered tool
First Named Inventor/Applicant Name:	Mattias Nystrom
Customer Number:	00116
Filer:	Bryan M. Gallo/Laura Schillens
Filer Authorized By:	Bryan M. Gallo
Attorney Docket Number:	38148
Receipt Date:	12-NOV-2008
Filing Date:	05-JUL-2005
Time Stamp:	10:12:16
Application Type:	U.S. National Stage under 35 USC 371

### Payment information:

Submitted with Payment	no
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### File Listing:

Document Number	Document Description	File Name	File Size(Bytes)/ Message Digest	Multi Part /.zip	Pages (if appl.)
1		ABE1-38148-Election-AMD-RM/K.pdf	169723 <small>88b5995c12198ba77e557878ee05a379233 6a305</small>	yes	5

Multipart Description/PDF files in .zip description		
Document Description	Start	End
Response to Election / Restriction Filed	1	1
Claims	2	4
Applicant Arguments/Remarks Made in an Amendment	5	5

Warnings:

Information:

Total Files Size (in bytes):	169723
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

**New Applications Under 35 U.S.C. 111**

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

**National Stage of an International Application under 35 U.S.C. 371**

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

**New International Application Filed with the USPTO as a Receiving Office**

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

<del>12/18</del>	<del>8902</del>	<del>12305362</del>	<del>JPM</del>	<del>GAMD-44653</del>	<del>1642</del>	<del>\$430.00</del>	<del>\$50,636.06</del>
<del>12/18</del>	<del>8905</del>	<del>12305362</del>	<del>JPM</del>	<del>GAMD-44653</del>	<del>1614</del>	<del>\$220.00</del>	<del>\$50,416.06</del>
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<del>12/18</del>	<del>8904</del>	<del>12305362</del>	<del>JPM</del>	<del>GAMD-44653</del>	<del>1615</del>	<del>\$1,768.00</del>	<del>\$48,298.06</del>
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<del>12/22</del>	<del>8989</del>	<del>12305917</del>	<del>JPM</del>	<del>BUG-44708</del>	<del>2631</del>	<del>\$165.00</del>	<del>\$33,635.06</del>

DO NOT CHG  
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REFUND

Firm only



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/532,353	07/05/2005	Matthias Nystrom	38148	9063
<div>116      7590      09/26/2008 PEARNE &amp; GORDON LLP 1801 EAST 9TH STREET SUITE 1200 CLEVELAND, OH 44114-3108</div> <div><b>RECEIVED</b> SEP 26 2008 PEARNE &amp; GORDON LLP</div> <div>EXAMINER ALIE, GHASSEM</div> <div>ART UNIT      PAPER NUMBER 3724</div> <div>MAH-DATE      DELIVERY MODE 09/26/2008      PAPER</div>				

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

### Office Action Summary

**Application No.**

10/532,353

**Applicant(s)**

NYSTROM ET AL

**Examiner**

GHASSEM ALIE

**Art Unit**

3724

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
  - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
  - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

#### Status

- 1) ☒ Responsive to communication(s) filed on 19 June 2008.
- 2a) ☐ This action is FINAL. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

#### Disposition of Claims

- 4) ☒ Claim(s) 14, 16-18, 22, 23, 25, 27, 28, 30 and 31 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☐ Claim(s) \_\_\_\_\_ is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☒ Claim(s) 14, 16-18, 22-23, 25, 27-28 and 30-31 are subject to restriction and/or election requirement.

#### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a). Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

#### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

#### Attachment(s)

- 1) ☐ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO/SB/06)  
Paper No(s)/Mail Date \_\_\_\_\_
- 4) ☐ Interview Summary (PTO-413)  
Paper No(s)/Mail Date \_\_\_\_\_
- 5) ☐ Notice of Informal Patent Application
- 6) ☐ Other: \_\_\_\_\_